

By: Collier

H.B. No. 3570

A BILL TO BE ENTITLED

AN ACT

relating to the allocation of low income housing tax credits.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 2306.6710(a), Government Code, is amended by adding section 2306.6710(a)(1) to read as follows:

(1) if a proposed affordable housing development is in the primary attendance zone for an elementary, middle, or high school that has not, at the time of application, achieved Educational Quality which shall be defined by the Department as having a D or better rating under the system administered by the Texas Education Agency ("Educational Quality"), an application will not be deemed ineligible for an award based on that characteristic if the school district certifies that:

(A) the school will achieve a D or better rating within three years of the date of application; or

(B) the overall academic environment for the school is to be enhanced by a Turnaround Plan pursuant to Section 39.107 of the Texas Education Code; or

(C) the district will institute a shift to a K-8 structure to serve that same attendance zone within three years of the date of application; or

(D) the district will implement extended day pre-K to serve that same attendance zone within three years of the date of the application; or

1           (E) residents have the option of attending an  
2 elementary, middle, or high school of their choice within the same  
3 district that has a D or better rating.

4           SECTION 2. The change in law made by this Act applies only  
5 to an application for low income housing tax credits that is  
6 submitted to the Texas Department of Housing and Community Affairs  
7 during an application cycle that is based on the 2018 qualified  
8 allocation plan or a subsequent plan adopted by the governing board  
9 of the department under Section 2306.67022, Government Code. An  
10 application that is submitted during an application cycle that is  
11 based on an earlier qualified allocation plan is governed by the law  
12 in effect on the date the application cycle began, and the former  
13 law is continued in effect for that purpose.

14          SECTION 3. This Act takes effect September 1, 2017.  
15 Section 2306.6710(b), Government Code, is amended by adding the  
16 following to the end of section 2306.6710(a) to read as follows:  
17 Educational Quality may be considered by the Department in  
18 threshold criteria but shall not be considered by the Department  
19 under Section 2306.6710(b).